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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 09/881,353 | 06/12/2001 | Farhad Mohit | BIZ/01-0003 | 8754 |
| 22874 | 7590 | 01/13/2006 | EXAMINER | |
| GANZ LAW, P.C. P O BOX 2200 HILLSBORO, OR 97123 | | | SMITH, TRACI L | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 3629 | |

DATE MAILED: 01/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|------------------------------|-------------------------------|------------------------------|--|
| Office Action Summary | Application No. 09/881,353 | Applicant(s) MOHIT ET AL. | |
| | Examiner Traci L. Smith | Art Unit 3629 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 30 November 2005.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-60 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-60 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This action is in response to papers filed on November 3, 2005.
2. Claims 1, 20, 27, 29, 33, 45, 48-49 and 52-54 have been amended
3. Claim 60 has been added.
4. Claims 1-60 are pending.
5. Claims 1-60 are rejected.

Continued Examination Under 37 CFR 1.114

6. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on November 30, 2005 has been entered.

Claim Rejections - 35 USC § 102

7. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

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8. Claims 1-60 and rejected under 35 U.S.C. 102(a) as being anticipated by www.pricegrabber.com; retrieved from the wayback machine; anylinkage February 8, 2000, hereinafter referred to as Pricegrabber.
9. As to claims 1, 20, 22, 27, 33, 45, 48-49 and 53-54 Pricegrabber teaches
 - a. A web document of a provider that stores product information in relation to product information to recognize key words in a query(Pg. 2 and 45)
 - b. Search engine that matches products with the user input key words(ie lists)(Pg. 4 ¶ F).
 - c. Engine identifies the product as matching search and creating an annotation identifying it as a match.(Pg. 15 1a-b).
10. As to claims 2-4, 14-17, 23, 25, 44 and 55 Price grabber teaches code embedded by site providing service(Pg. 15 source code for pg 9-10).
11. As to claims 5-6, 28-29, 34, 36, 42, 46-47, 51-52 and 55 Pricegrabber teaches the annotations allow the for identifying matches in a search(Pg. 6 ¶ D).
12. As to claims 7-8, 13, 26, 35, 37 and 60 Price grabber teaches the search queries products based on the key words input by the user.(Pg 6 ¶ F).
13. As to claims 9 and 38 Price grabber displayed product information for comparison(Pg. 9-10).
14. As to claims 10 and 39 Price grabber teaches allowing user to gain further information about a product(Pg. 23 ¶ A).
15. As to claims 11 and 40 Price grabber teaches means for purchasing product(pg. 41 ¶ B).

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16. As to claims 12, 41 and 59 Price grabber teaches the annotation as like to the products(Pg. 27, 28 L.A).

17. As to claim 19 Price grabber teaches additional information via a pop-up window.

18. As to claims 21 and 30-31 Price grabber teaches key elements as links that is transmitted from one computer to another in response to a query(Pg. 9-10, 15-19 and Pg. 42 ¶E).

19. As to claims 57-58 Price grabber teaches the service being provided by a third party provider(Pg. 4 ¶ D; Pg. 42 ¶ E).

Response to Arguments

20. Applicant's arguments with respect to claim November 30, 2005 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

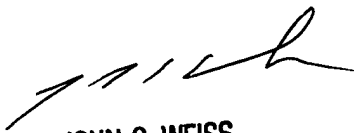
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Traci L. Smith whose telephone number is 572-272-6809. The examiner can normally be reached on Monday-Thursday 6:00 am-4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on 571-272-6812. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

TLS



JOHN G. WEISS
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TECHNOLOGY CENTER 3600